HOUSE BILL 1001

E2, E1  
1lr2205  
CF 1lr2316

By: Delegate Pippy
Introduced and read first time: February 5, 2021
Assigned to: Judiciary

A BILL ENTITLED

AN ACT concerning

Criminal Law – Indecent Exposure With Lascivious or Prurient Intent

FOR the purpose of prohibiting a person from indecently exposing private parts of the person’s body with lascivious or prurient intent in a public place in the presence of another; altering a certain definition of “tier I sex offender” to include a person who has been convicted of conspiring to commit, attempting to commit, or committing indecent exposure with lascivious or prurient intent in a public place in the presence of another; establishing penalties for a violation of this Act; making a certain conforming change; and generally relating to indecent exposure.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 11–107
Annotated Code of Maryland
(2012 Replacement Volume and 2020 Supplement)

BY adding to
Article – Criminal Law
Section 11–108
Annotated Code of Maryland
(2012 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 11–701(o)(1)
Annotated Code of Maryland
(2018 Replacement Volume and 2020 Supplement)

BY repealing and reenacting, without amendments,
Article – Criminal Procedure

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.
SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – Criminal Law

11–107.

[A] EXCEPT AS PROVIDED IN § 11–108 OF THIS SUBTITLE, A person convicted of THE COMMON LAW OFFENSE OF indecent exposure is guilty of a misdemeanor and is subject to imprisonment not exceeding 3 years or a fine not exceeding $1,000 or both.

11–108.

(A) A person may not indecently expose private parts of the person’s body with lascivious or prurient intent in a public place in the presence of another.

(B) A person who violates this section is guilty of a misdemeanor and on conviction is subject to imprisonment not exceeding 3 years or a fine not exceeding $1,000 or both.

Article – Criminal Procedure

11–701.

(o) “Tier I sex offender” means a person who has been convicted of:

(1) conspiring to commit, attempting to commit, or committing a violation of § 3–308 OR § 11–108 of the Criminal Law Article;

11–704.

(a) A person shall register with the person’s supervising authority if the person is:

(1) a tier I sex offender;

(2) a tier II sex offender;

(3) a tier III sex offender; or

(4) a sex offender who is required to register by another jurisdiction, a
federal, military, or tribal court, or a foreign government, and who is not a resident of this State, and who enters this State:

(i) to begin residing or to habitually live;

(ii) to carry on employment;

(iii) to attend a public or private educational institution, including a secondary school, trade or professional institution, or institution of higher education, as a full-time or part-time student; or

(iv) as a transient.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2021.